

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 764 - HB 1151

March 14, 2011

SUMMARY OF BILL: Removes from the Governmental Tort Liability Act (GTLA) the complete defense to any liability of a governmental entity that the claimant failed to comply with notice requirements of the Act.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumption:

- Previously, Tenn. Code Ann. §§ 29-20-301 and -302 established the claims procedure, including the time for filing proper notice. Section 303 established the complete defense referenced in the bill. Sections 301 and 302 were repealed but Section 303 remains. While Tenn. Code Ann. §§ 29-20-203 and -204 reference notice requirements, both sections also note that the procedural notice requirements of Tenn. Code Ann. §§ 29-20-301 and -302 were repealed.
- Removing the defense established in Section 303 will not have an effect on the number of claims against government entities.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

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